

**BEDFORD CONSERVATION COMMISSION**

**Minutes of Meeting**

**June 8, 2016**

**Selectmen's Meeting Room**

**Town Hall, Bedford, MA**

**PRESENT:** Steven Hagan, Chair; John Britton, Vice-Chair; Joseph Guardino, Clerk;  
Lori Eggert; John Willson  
Stephanie Ide, Conservation Department Assistant

**ABSENT:** Andreas Uthoff; Allan Wirth  
Elizabeth Bagdonas, Conservation Administrator

The meeting was called to order at 7:15 pm.

Mr. Hagan read the Public Record Statement as approved by Town Counsel on 9/10/12.

**Continuation of Public Hearing – Public Hearing: 18 Ashby Road**

Ms. Mary Rimmer of Rimmer Environmental, Mr. Thad Berry of ASB Design Group and Mr. Gregory Merrill of EMD Millipore were present before the Commission on behalf of EMD Millipore to continue the discussion regarding the proposed stormwater management and drainage activities within the property at 18 Ashby Road and along Wiggins Avenue in Bedford, Massachusetts. The applicant proposes work within Bank, Land under Waterway, Bordering Vegetated Wetland, Bordering Land Subject to Flooding and the 100 foot buffer zones to Bank and Bordering Vegetated Wetland. The applicant also requests a waiver to the Town of Bedford Wetlands Protection Bylaw.

Mr. Guardino explained the site visit to the Commission which Ms. Bagdonas, Mr. Britton and Mr. Guardino attended. A motion was made by Mr. Britton and seconded by Mr. Willson to close the public hearing. The motion passed 5-0-0. The Order of Conditions will be discussed at the meeting of June 22, 2016.

**Continuation of Public Hearing – Public Hearing: 56 Evergreen Avenue**

Mr. George Dimakarakos and Mr. Daniel Carr of Stamski & McNary were present before the Commission on behalf of Mr. Bryan Melanson of Melanson Development and owners Dan and Sue Yauckoes to discuss the proposed grading for one unit of a seventeen unit residential development, a portion of an infiltration basin, a T-turnaround, the expansion of Evergreen Avenue and water connection within the 100-foot buffer zones to Bordering Land Subject to Flooding and Bordering Vegetated Wetland. A portion of the work will also be in Bordering Land Subject to Flooding.

Mr. Dimakarakos stated that the revised plan shows the new floodplain elevation as well as the drainage basins underground as the Department of Public Works and the Commission had requested. The sub surface chambers are shown on sheet 10 of the

revised plan set. The parcel of land located off of Wiggins Avenue will be formally gifted to the Town of Bedford. The Commission had no further questions.

A motion was made by Mr. Britton and seconded by Mr. Guardino to close the public hearing. The motion passed 5-0-0. The Order of Conditions will be discussed at the meeting of June 22, 2016.

#### **Request for Determination of Applicability: 72 Dunster Road**

A motion was made and seconded to waive the reading of the public notice. The motion passed 5-0-0. Mr. Dan Zhu & Mrs. Yifeng Zhang were present before the Commission to discuss the proposed construction of a shed within the 100-foot buffer zone to bordering vegetated wetland. The Commission discussed that the applicant is in the process of selling the home. The proposed shed is entirely within the 50-foot buffer zone and the wetland has not been delineated. The Commission requested that the owners hire a consultant to flag the wetland and to continue the hearing until the wetland information is received.

A motion was made by Mr. Britton and seconded by Mr. Guardino to continue the public hearing to an undetermined date. The motion passed 5-0-0.

#### **Enforcement Order: 5 Curve Street**

Mr. Garo Garobedian was present before the Commission to discuss the Enforcement Order issued by the Commission for the installation of a lawn within floodplain. Mr. Garobedian explained to the Commission that he was unaware that he would need the Commission's approval for the installation of a lawn and that he believes that the elevations of the land are the same as before but his landscaper is not being cooperative. Mr. Garobedian continued to say that his landscaper believes he removed as much soil as he replaced it with which was approximately 30 yards of loam. The Commission is requiring an engineer to show the mapped and the existing flood plain elevations documented for the lot.

A motion was made by Ms. Eggert and seconded by Mr. Guardino to sign the Enforcement Order for 5 Curve Street and require that Mr. Garobedian file a Notice of Intent. The motion passed 5-0-0, after which the Enforcement Order was signed.

#### **Replacement Order of Conditions: 27 Burlington Road**

A motion was made by Mr. Britton and seconded by Ms. Eggert to issue a replacement Order of Conditions to Glen and Jessica Pearson of 27 Burlington Road. The motion passed 5-0-0, after which the replacement Order was signed.

Mr. Pearson requested that the Commission grant a one year extension to the Order of Conditions to allow him time to construct one of the approved decks. A motion was made by Mr. Britton and seconded by Mr. Willson to extend the Order of Conditions for 27 Burlington Road for one year. The motion passed 5-0-0.

**Certificate of Compliance: 14 Donovan Drive**

A motion was made by Mr. Britton and seconded by Ms. Eggert to issue the Certificate of Compliance for 14 Donovan Drive. The motion passed 5-0-0, after which it was signed.

**14 Bonnievale Drive:**

Ms. Eggert recused herself. A minor modification to the Order of Conditions has been requested by Mr. David Bernstein for 14 Bonnievale Drive. Mr. Bernstein is requesting permission to move the driveway. The driveway is partially located within floodplain.

A motion was made by Mr. Britton and seconded by Mr. Willson to deny the request for minor modification requiring Mr. Bernstein to submit a Request for an Amendment to the Order of Conditions. The motion passed 4-0-0.

Ms. Eggert, as an abutter to the project at 14 Bonnievale asked the Commission to look into a propane tank that was buried on or very close to her property line.

*A motion was made by Mr. Willson and seconded by Mr. Britton to adjourn the meeting. The motion passed 5-0-0 adjourning the meeting.*

*The meeting was adjourned at 8:30 p.m.*

*The minutes were prepared by Stephanie Ide.*

*The minutes were approved at the meeting of July 27, 2016.*